

RECEIVED

JAN 16 2008

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 37-19740

(Insert water right number
From the Objection Form)

STANDARD FORM 2
RESPONSE TO OBJECTION

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Victor U. & Dana L. Hofstetter
Address: 1098 Los Luceros Drive
Eagle, Idaho 83616
Daytime Phone: (208) 424-7800

Name & Address of Attorney, if any:
Dana L. Hofstetter
Hofstetter Law Office, LLC
608 West Franklin Street
Boise, Idaho 83702

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name:	Tom O'Gara, John F. Stevenson	Big Wood Canal Company
	Bill Molyneux, Grace Eakin	
	Pete Van Der Meulen, Rocky Sherbine	
	Gerald Bashaw	
	Pepin Corso-Harris	
Address:	c/o Concerned Water Users	112 South Apple Street
	P.O. Box 1200	Shoshone, Idaho 83352
	Bellevue, Idaho 83313	

D. I am responding to the objections to the following elements. (Please check the appropriate box(es))

1. ☐ Name and Address
 2. ☐ Source
 3. ☐ Quantity
 4. ☒ Priority Date
 5. ☐ Point(s) of Diversion
 6. ☐ Instream Flow Description
 7. ☐ Purpose(s) of Use
 8. ☐ Period of Year
 9. ☐ Place of Use
 10. ☒ Recommendation
- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. VERIFICATION (Must be Completed)

State of Idaho)
County of Ada) ss:

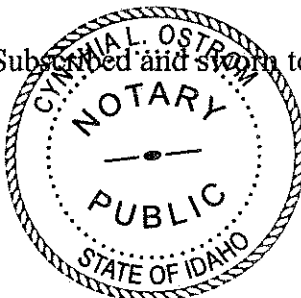
Dana L. Hofstetter duly sworn, upon oath, deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

Dana Hofstetter
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: January 14, 2008



Cynthia L. Ostrom
Notary Public for the State of Idaho
Residing at: Bose, Idaho
My Commission Expires: 10/8/2010

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

F. CERTIFICATE OF MAILING

I certify that on January 14, 2008, I caused to be delivered by overnight mail the original and caused to be mailed copies of this response, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Indian Creek Ranch Owners Association, Inc.
Address: P.O. Box 3411
Hailey, Idaho 83333

3. One copy to the party who filed the objection. at the following address:

Name:	Albert P. Barker	Craig Hobdey
Address:	Barker, Rosholt & Simpson	Hobdey & Hobdey
	P.O. Box 2139	P.O. Box 176
	Boise, Idaho 83701	Gooding, Idaho 83330

4. Copies to:

IDWR Document Depository
P. O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Your signature or signature of attorney
mailing on your behalf